

HOUSE BILL No. 1058

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-33-16.

Synopsis: Health care for riverboat employees. Requires reimbursement to the state and local governments for health care provided to riverboat casino employees.

Effective: July 1, 2003.

Cheney, Pelath

January 7, 2003, read first time and referred to Committee on Labor and Employment.

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Introduced

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1058

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-33-16 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2003]:

4 **Chapter 16. Reimbursement of Health Care Costs**

5 **Sec. 1. A licensed owner shall reimburse the state and any unit**
6 **(as defined in IC 36-1-2-23) for the costs of health care services**
7 **that are provided by the state or unit to an individual employed on**
8 **the licensed owner's riverboat or to a dependent of the riverboat**
9 **employee and that are paid for under:**

- 10 (1) **Medicaid (IC 12-15);**
11 (2) **the hospital care for the indigent program (IC 12-16.1);**
12 (3) **the children's health insurance program (IC 12-17.6); or**
13 (4) **township poor relief (IC 12-20).**

14 **Sec. 2. The state or a unit paying the costs of the health care**
15 **services provided to a riverboat employee or dependent of a**
16 **riverboat employee must submit a statement of the costs for which**
17 **the state or unit seeks reimbursement to the licensed owner not**

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1 later than sixty (60) days after paying the costs.

2 **Sec. 3.** If a licensed owner fails to pay the amount due on a
3 statement submitted under section 2 of this chapter within sixty
4 (60) days after the licensed owner's receipt of the statement,
5 interest accrues on the amount due at the rate of eight percent
6 (8%) per annum.

7 **Sec. 4. (a)** As used in this section, "health insurance" has the
8 meaning set forth in IC 27-8-10-1.

9 **(b)** A licensed owner is relieved of the duty to reimburse the
10 state or unit for the costs described in section 1 of this chapter if
11 the licensed owner demonstrates to the satisfaction of the state or
12 unit that the licensed owner has made health insurance available
13 to the riverboat employee and the riverboat employee's dependents
14 at a total cost to the riverboat employee, including premiums,
15 deductibles, and copayments, of less than three percent (3%) of the
16 riverboat employee's gross income.

17 **Sec. 5.** A licensed owner may not retaliate or discriminate
18 against a riverboat employee who seeks or receives health care
19 services that incur costs that may be reimbursed under this
20 chapter.

21 **Sec. 6.** A riverboat employee who is the object of an act of
22 retaliation or discrimination by a licensed owner that is prohibited
23 by section 5 of this chapter has a right of action against the licensed
24 owner for compensatory and punitive damages. A riverboat
25 employee is entitled to recover reasonable attorney's fees if the
26 employee obtains a judgment against the licensed owner under this
27 section.

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